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17 *Attorneys for Defendant*

18 FACEBOOK, INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

23 MAXIMILIAN KLEIN and SARAH GRABERT,
24 individually and on behalf of all others similarly
25 situated,

26 Plaintiffs,

27 v.

28 FACEBOOK, INC., a Delaware corporation,

Defendant.

Case No. 5:20-cv-08570-LHK

**DECLARATION OF DAVID Z.
GRINGER IN SUPPORT OF
DEFENDANT FACEBOOK, INC.'S
MOTION FOR ADMINISTRATIVE
RELIEF TO CONSIDER WHETHER
CASES SHOULD BE RELATED
AND CONSOLIDATED**

1 I, David Z. Gringer, declare as follows:

2 1. I am a partner at Wilmer Cutler Pickering Hale and Dorr LLP. I represent
3 Defendant Facebook, Inc. in the above-captioned action.

4 2. On March 29, 2021, I emailed the interim co-lead counsel for plaintiffs in this
5 action and asked whether plaintiffs would stipulate to Facebook's motion for administrative
6 relief to consider whether *Klein* and *Rosenman* should be related and consolidated. Counsel for
7 the user plaintiffs have not responded to my inquiry; Counsel for the advertiser plaintiffs "take
8 no position."

9 3. On March 29, 2021, my colleague Kevin Gallagher emailed counsel for plaintiff
10 in the *Rosenman* action and asked whether plaintiff would stipulate to Facebook's motion for
11 administrative relief to consider whether *Klein* and *Rosenman* should be related and
12 consolidated. The next day, counsel for the plaintiff responded that they "have not formulated a
13 position on Facebook's motion to relate."

14 4. The Complaint in *Rosenman* is attached as Exhibit 1 to this declaration.

15 I declare under penalty of perjury that the foregoing is true and correct.

16 Executed on this 1st day of April, 2021 in Washington, District of Columbia.

17 By: /s/ David Z. Gringer

18
19 David Z. Gringer

1 **SIGNATURE ATTESTATION**

2 I am the ECF User whose identification and password are being used to file the
3 foregoing. Pursuant to Civil Local Rule 5-1(i), I hereby attest that the other signatories have
4 concurred in this filing.

5 Dated: April 1, 2021

6 _____
/s/ Sonal N. Mehta

7 Sonal N. Mehta

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